



Rep. Monique D. Davis

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09400HB1752ham004

LRB094 07551 WGH 47235 a

1 AMENDMENT TO HOUSE BILL 1752

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1752 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 1961 is amended by  
5 changing Section 12-14.1 as follows:

6 (720 ILCS 5/12-14.1)

7 Sec. 12-14.1. Predatory criminal sexual assault of a child.

8 (a) The accused commits predatory criminal sexual assault  
9 of a child if:

10 (1) the accused was 17 years of age or over and commits  
11 an act of sexual penetration with a victim who was under 13  
12 years of age when the act was committed; or

13 (1.1) the accused was 17 years of age or over and,  
14 while armed with a firearm, commits an act of sexual  
15 penetration with a victim who was under 13 years of age  
16 when the act was committed; or

17 (1.2) the accused was 17 years of age or over and  
18 commits an act of sexual penetration with a victim who was  
19 under 13 years of age when the act was committed and,  
20 during the commission of the offense, the accused  
21 personally discharged a firearm; or

22 (2) the accused was 17 years of age or over and commits  
23 an act of sexual penetration with a victim who was under 13  
24 years of age when the act was committed and the accused

1 caused great bodily harm to the victim that:

2 (A) resulted in permanent disability; or

3 (B) was life threatening; or

4 (3) the accused was 17 years of age or over and commits  
5 an act of sexual penetration with a victim who was under 13  
6 years of age when the act was committed and the accused  
7 delivered (by injection, inhalation, ingestion, transfer  
8 of possession, or any other means) to the victim without  
9 his or her consent, or by threat or deception, and for  
10 other than medical purposes, any controlled substance.

11 (b) Sentence.

12 (1) Predatory criminal sexual assault of a child is A  
13 ~~person convicted of a violation of subsection (a)(1)~~  
14 ~~commits a separate class of felony for which a term of~~  
15 ~~natural life imprisonment shall be imposed a Class X~~  
16 ~~felony. A person convicted of a violation of subsection~~  
17 ~~(a)(1.1) commits a Class X felony for which 15 years shall~~  
18 ~~be added to the term of imprisonment imposed by the court.~~  
19 ~~A person convicted of a violation of subsection (a)(1.2)~~  
20 ~~commits a Class X felony for which 20 years shall be added~~  
21 ~~to the term of imprisonment imposed by the court. A person~~  
22 ~~convicted of a violation of subsection (a)(2) commits a~~  
23 ~~Class X felony for which the person shall be sentenced to a~~  
24 ~~term of imprisonment of not less than 50 years or up to a~~  
25 ~~term of natural life imprisonment.~~

26 (1.1) (Blank) ~~A person convicted of a violation of~~  
27 ~~subsection (a)(3) commits a Class X felony for which the~~  
28 ~~person shall be sentenced to a term of imprisonment of not~~  
29 ~~less than 50 years and not more than 60 years.~~

30 (1.2) (Blank) ~~A person convicted of predatory criminal~~  
31 ~~sexual assault of a child committed against 2 or more~~  
32 ~~persons regardless of whether the offenses occurred as the~~  
33 ~~result of the same act or of several related or unrelated~~  
34 ~~acts shall be sentenced to a term of natural life~~

1 ~~imprisonment.~~

2 (2) (Blank) ~~A person who is convicted of a second or~~  
3 ~~subsequent offense of predatory criminal sexual assault of~~  
4 ~~a child, or who is convicted of the offense of predatory~~  
5 ~~criminal sexual assault of a child after having previously~~  
6 ~~been convicted of the offense of criminal sexual assault or~~  
7 ~~the offense of aggravated criminal sexual assault, or who~~  
8 ~~is convicted of the offense of predatory criminal sexual~~  
9 ~~assault of a child after having previously been convicted~~  
10 ~~under the laws of this State or any other state of an~~  
11 ~~offense that is substantially equivalent to the offense of~~  
12 ~~predatory criminal sexual assault of a child, the offense~~  
13 ~~of aggravated criminal sexual assault or the offense of~~  
14 ~~criminal sexual assault, shall be sentenced to a term of~~  
15 ~~natural life imprisonment. The commission of the second or~~  
16 ~~subsequent offense is required to have been after the~~  
17 ~~initial conviction for this paragraph (2) to apply.~~

18 (Source: P.A. 91-238, eff. 1-1-00; 91-404, eff. 1-1-00; 92-16,  
19 eff. 6-28-01.)".